

CERTIFICATE OF E-FILE/TRANSMISSION/MAILING

I hereby certify that this correspondence is being transmitted via the Office electronic filing system in accordance with 37 CFR 1.6(a)(4), facsimile transmitted to the USPTO at (571) 273-8300, or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 27, 2007.

/Erin Cowles/
Erin Cowles

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.	:	10/034,528	Conf. No.:	2563
Applicant	:	Eldridge et al.		
Filed	:	December 27, 2001		
TC/A.U.	:	2829		
Examiner	:	Paresh H. Patel		

Docket No. : P6C3-US

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

To Whom It May Concern:

Listed on an attached Form PTO/SB/08A is information known to applicant(s). Applicants ask that the attached Form PTO/SB/08A be initialed and returned in accordance with MPEP §609. This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in §1.56.

EXPLANATION OF JAPANESE LANGUAGE PATENT DOCUMENTS

Applicants note that each of the four cited references was cited by the Japanese Patent Office in a corresponding Japanese patent application, and each of the four references is in Japanese. Applicants have provided computer generated English language translations of all or part of one or more of the four cited references and/or English language abstracts. (The computer generated English translations were generated using a translation feature available on the Web site of the Japanese Patent Office.) In addition, Applicants note that citation 4 in the attached listing claims priority to US Patent No. 5,974,662.

- ☐ This statement qualifies under 37 C.F.R. §1.97, subsection (b) because (check all that apply):
- ☐ It is being filed within 3 months of the application filing date (other than the filing date of a continued prosecution application under §1.53(d)); or
 - ☐ It is being filed within 3 months of entry of a national stage; or
 - ☐ It is being filed before the mail date of the first Office Action on the merits; or
 - ☐ It is being filed before the mail date of the first Office Action after the filing of a request for continued examination under §1.114.
- ☒ 37 C.F.R. §1.97(c). If this statement is being filed three months after the filing date of a national application or entry of the national stage in an international application and the mailing date of a first Office action on the merits but before the mailing date of the earlier of a final office action, a notice of allowance, or an action that otherwise closes prosecution in the application, then:
- ☐ a statement as specified in §1.97(e) is provided below; or
 - ☒ a fee of \$180.00 as set forth in §1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.
- ☐ 37 C.F.R. §1.97(d). If this statement is being filed after the mailing date of the earlier of a final office action under §1.113, a notice of allowance under §1.311, or an action that otherwise closes prosecution in the application, but before payment of the issue fee, then:
- a statement as specified in §1.97(e) is provided below; and
 - a fee of \$180.00 as set forth in §1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.

Fee:

- ☐ No fee is due.
- ☐ A check that includes \$_____ for the above-identified fee(s) is enclosed.
- ☒ Payment is provided by credit card.
- ☐ This statement is filed as one part of a multi-part submission. The fee for the complete submission was included in an electronically filed submission on _____. Applicants request the foregoing fee be accepted for this statement. (See OG Notice dated 17 September 2002.)

Respectfully submitted,

Date: August 27, 2007

By: /N. Kenneth Burraston/
N. Kenneth Burraston
Reg. No. 39,923

Kirton & McConkie
P.O. Box 45120
Salt Lake City, Utah 84145-0120
Telephone: (801) 426-2106
Fax: (801) 321-4893

Modified Form PTO/SB/08A

Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		<i>Complete If Known</i>	
		Application Number	10/034,528
		First Named Inventor	Eldridge et al.
		Filing Date	December 27, 2001
		Group Art Unit	2829
		Examiner Name	Paresh H. Patel
No. of Sheets: 1	No. of Refs.: 4	Attorney Docket No.	P6C3-US

FOREIGN PATENT DOCUMENTS							
Examiner Initials	Cite No. ¹	Foreign Patent Office ²	Patent Document Number ³	Kind Code ⁴	Name of Patentee or Applicant	Publ. Date	T ⁶ Copy Enclosed
	1.	JP	04-148541		Okubo et al.	5/21/1992	✓ Yes
	2.	JP	06-265577		Kakiuchi et al.	9/22/1994	✓ Yes
	3.	JP	06-289057		Kirihara	10/18/1994	✓ Yes
	4.	JP	2000-067953		Khandros et al.	3/3/2000	✓ Yes

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication

¹Unique citation designation number. ²See attached Kinds of U.S. Patent Documents. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

** Reference cited in parent application US Serial No. _____, CFR § 1.98(d)

*** Pre-OG Notice By Deputy Commissioner Stephen G. Kunin dated July 11, 2003 waiving the requirement to file copies of US patent publications in applications filed after June 30, 2003.

& Notice dated October 19, 2004 by Deputy Commissioner for Patent Examination Policy waiving requirement to file copies of pending US patent applications if the applications are stored in the USPTO's IFW system.

Commonly owned US patent or application whose subject matter may be related to the subject matter of the instance patent application.